

Mail Stop Interference
P.O. Box 1450
Alexandria Va 22313-1450
Tel: 571-272-4683
Fax: 571-273-0042

Paper 34
Filed: June 4, 2008

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Halliburton Energy Services, Inc.,
Junior Party
(Application 10/080,785,
Inventors: David J. Leidel and
James Phillip Lawson),

v.

Baker Hughes, Inc.,
Senior Party
(Patent 6,564,718
Inventors: James W. Reese, Steve Henderson,
William Harvey and Terry Slagle).

Patent Interference 105,587 (RES)
(Technology Center 1700)

*Before: RICHARD E. SCHAFER, MICHAEL P. TIERNEY and
JAMES T. MOORE, Administrative Patent Judges.*

Judgment

1 Junior Party Halliburton Energy Services, Inc. has informed the
2 board that a priority motion would not be filed. Accordingly, a judgment
3 on priority is entered against Halliburton.

4 It is
5 ORDERED that judgment on priority as to the subject matter of
6 Count 1 (Paper 32, p. 2) is awarded against Halliburton Energy Services,
7 Inc.;

8 FURTHER ORDERED that Halliburton Energy Services, Inc. is not
9 entitled to a patent containing claims 1-5, 7-12, 14-25, 29-32, 39-41, 45-48
10 and 55-60 (corresponding to Count 1) of Application 10/080,785;

11 FURTHER ORDERED that claims 1-5, 7-12, 14-25, 29-32, 39-41,
12 45-48 and 55-60 of Application 10/080,785 are finally refused, 35 U.S.C. §
13 135(a);

14 FURTHER ORDERED that a copy of this judgment be made of
15 record in the file of Patent 6,564,718, and Application 10/080,785; and

16 FURTHER ORDERED that if there is any settlement agreement
17 which has not been filed, attention is directed to 35 U.S.C. § 135(c) and
18 37 CFR § 41.205.

/Richard E. Schafer/)
RICHARD E. SCHAFER)
Administrative Patent Judge)
)

/Michael P. Tierney/) BOARD OF PATENT
MICHAEL P. TIERNEY) APPEALS AND
Administrative Patent Judge) INTERFERENCES
)

/James T. Moore/)
JAMES T. MOORE)
Administrative Patent Judge)

cc: (via electronic mail):

Counsel for Halliburton:

Lawrence R. Youst, Esq
PATTON BOGGS LLP
2001 Ross Avenue
Suite 3000
Dallas, TX 75201
Telephone: (214) 758-3414
Facsimile: (214) 758-1550
Email: lyoust@pattonboggs.com

Counsel for Baker Hughes:

Charles L. Gholz, Esq.
OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.
1940 Duke Street
Alexandria, Virginia 22314
Direct: (703) 412-6485
Tel: (703) 413-3000
Fax: (703) 413-2220
E-Mail: CGHOLZ@OBLON.COM